

public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments on this proposed rule must be received in writing by January 8, 1996.

**ADDRESSES:** Written comments on this action should be addressed to: Sara Bartholomew, Operating Permits Section (A-5-2), Air and Toxics Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105.

Copies of the District's submittal, EPA's Technical Support Document, and other supporting information used in developing the proposed approval are available for public inspection at EPA's Region IX office during normal business hours.

**FOR FURTHER INFORMATION CONTACT:** Sara Bartholomew (telephone 415/744-1170), Operating Permits Section (A-5-2), Air and Toxics Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105.

**SUPPLEMENTARY INFORMATION:** See the information provided in the direct final rule of the same title which is located in the Rules section of this Federal Register.

Authority: 42 U.S.C. 7401-7671q.

Dated: November 13, 1995.

Felicia Marcus,

*Regional Administrator.*

[FR Doc. 95-29835 Filed 12-6-95; 8:45 am]

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#### 40 CFR Part 70

[AD-FRL-5341-6]

##### **Clean Air Act Proposed Interim Approval of Operating Permits Program; San Diego Air Pollution Control District, California**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** The EPA proposes interim approval of the title V operating permits program submitted by the San Diego Air Pollution Control District (San Diego or District) for the purpose of complying with federal requirements for an approvable state program to issue operating permits to all major stationary sources and to certain other sources. Today's action also proposes approval of San Diego's mechanism for receiving

delegation of section 112 standards as promulgated.

In the final rules section of this Federal Register, EPA is promulgating interim approval of San Diego's title V program as a direct final rule without prior proposal because EPA views this submittal as noncontroversial and anticipates no adverse comments. A detailed rationale for this approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this rulemaking. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments on this proposed rule must be received in writing by January 8, 1996.

**ADDRESSES:** Written comments on this action should be addressed to: Celia Bloomfield, Operating Permits Section (A-5-2), Air and Toxics Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105.

Copies of the District's submittal, EPA's Technical Support Document, and other supporting information used in developing the proposed approval are available for public inspection at EPA's Region IX office during normal business hours.

**FOR FURTHER INFORMATION CONTACT:** Celia Bloomfield (telephone 415/744-1249), Operating Permits Section (A-5-2), Air and Toxics Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105.

**SUPPLEMENTARY INFORMATION:** See the information provided in the direct final rule of the same title which is located in the Rules section of this Federal Register.

Authority: 42 U.S.C. 7401-7671q.

Dated: November 8, 1995.

Felicia Marcus,

*Regional Administrator.*

[FR Doc. 95-29837 Filed 12-6-95; 8:45 am]

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#### 40 CFR Part 261

[SW-FRL-5342-6]

##### **Hazardous Waste Management System; Identification and Listing of Hazardous Waste; Proposed Exclusion**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Proposed rule and request for comment.

**SUMMARY:** The Environmental Protection Agency (EPA or Agency) today is proposing to grant a petition submitted by Bethlehem Steel Corporation ("BSC"), Lackawanna, New York, to exclude (or "delist"), on a one-time basis, certain solid wastes contained in a landfill from being listed hazardous wastes. Based on careful analyses of the waste-specific information provided by the petitioner, the Agency has concluded that BSC's petitioned waste will not adversely affect human health and the environment. This action responds to BSC's petition to delist these wastes on a "generator-specific" basis from the hazardous waste lists. If the proposed decision is finalized, the petitioned waste will not be subject to regulation under Subtitle C of the Resource Conservation and Recovery Act (RCRA).

The Agency is also proposing the use of a fate and transport model (the "EPACML" model) to evaluate the potential impact of the petitioned waste on human health and the environment, based on the waste-specific information provided by the petitioner. Specifically, EPA proposes to use this model to predict the concentration of hazardous constituents that may be released from the petitioned waste into groundwater if the petitioned waste is delisted and then disposed of in a Subtitle D landfill.

**DATES:** EPA is requesting public comments on this proposed decision and on the applicability of the fate and transport model used to evaluate the petition. Comments will be accepted until January 22, 1996. Comments postmarked after the close of the comment period will be stamped "late".

Any person may request a hearing on this proposed decision by filing a request with the Director, Hazardous Waste Identification Division, Office of Solid Waste, whose address appears below, by December 22, 1995. The request must contain the information prescribed in § 260.20(d).

**ADDRESSES:** Send three copies of your comments to EPA. Two copies should be sent to the Docket Clerk, Office of Solid Waste (Mail Code 5305), U.S. Environmental Protection Agency, 401